

ESTTA Tracking number: **ESTTA475369**

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Application Serial No.	85263405
Applicant	Harmonic Inc.

Notice of Appeal

Notice is hereby given that Harmonic Inc. appeals to the Trademark Trial and Appeal Board the refusal to register the mark depicted in Application Serial No. 85263405.

Applicant has filed a request for reconsideration of the refusal to register, and requests suspension of the appeal pending consideration of the request by the Examining Attorney.

The refusal to register has been appealed as to the following classes of goods/services:

- Class 009.

All goods and services in the class are appealed, namely: Software for use in universal media transcoding for internet, mobile and broadcast video applications; computer hardware and software for use by cable, satellite, terrestrial broadcasters, telephone carriers and wireless telecommunications operators for use in video delivery, for use in video compression, and for use in video stream processing and band width expansion; computer hardware, namely, encoders, video and audio input processors, ethernet adapters, and embedded software for use in the compression and decompression of video and audio data; electronic circuit boards for the compression, decompression, multiplexing, recoding, playback, transmissions, reception, switching, and demultiplexing of digital, audio, video and data signals and parts thereof; computer hardware and software for use in capturing and digitizing video and audio content, for use in controlling professional videotape recorders and encoders, for use in editing digital ad content, for use in creating video-on-demand content, for use in operating embedded decoder cards, for use in automating and streamlining graphical user interface software, and for managing computer networks; electronic system, namely, computer hardware and software for use in receiving and decoding MPEG program streams via an IP interface for delivery to video and audio entertainment subscribers; electronic system, namely, computer hardware and software for use in transcoding and transmultiplexing of digital audio, video and electronic asset metadata; computer software for use in scheduling the recording of broadcast channels by video on demand service providers; electronic systems comprising computer hardware and peripherals for the reception, remultiplexing, descrambling, decoding, compression, multiplexing, scrambling, transmission and monitoring of standard and high definition digital video, audio and data signals and parts thereof; video input and output cards for use by telecommunications and broadcast companies for transmission of voice, data, graphics and video signals; optical transmitters and optical receivers; computer hardware and software for use in variable bitrate encoding and statistical multiplexing; amplifiers; preamplifiers; power supplies; computer hardware and software for use in monitoring the status of network management systems and video and audio services and systems; computer hardware and software for use in controlling video servers; video splitters and combiners; communication access nodes for transport of voice, video and high-speed data in wide area networks, local area networks, and cable networks, and broadband networks; digital compression units for processing of digital music and video images; computer software for use in compression of digital music and video; computer hardware, software and modems for use in delivery of high speed broadband signals; equipment for use with broadband networks, namely, fiber optics, cable, satellite and wireless telecommunications networks, for use in providing access and transmitting signals, namely, headend controllers, monitors, compression devices, mutliplexers, scramblers and modulators; optical, digital and cable transmitters using high speed broadband technology; headend controllers, computer hardware and computer software for the management and transmission of data over fiber optics, cable, satellite and wireless telecommunications networks; broadband network interfaces; computer hardware and software for managing various elements of a wireless, high speed, broadband communication network, and parts and manuals sold therewith as a unit

- Class 042.

All goods and services in the class are appealed, namely: Fiber optic and digital video system network design for others; integration of fiber optic and digital video systems; services to communication system

providers and users, namely, designing fiber optic, cable, satellite, and wireless high speed, broadband communication systems for others

Respectfully submitted,

/djm/

05/30/2012

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